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8 **UNITED STATES DISTRICT COURT**  
9 **SOUTHERN DISTRICT OF CALIFORNIA**  
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11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.

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15 ALBERTO NORIEGA-PEREZ,

16 Defendant.

CASE NO. 06cr2268 JM

ORDER DENYING MOTIONS FOR  
RECUSAL; TO DISQUALIFY  
ENTIRE U.S. ATTORNEY'S  
OFFICE; CHANGE OF VENUE;  
DISQUALIFY CJA PANEL  
ATTORNEYS; TO BE RELEASED  
ON BAIL; AND TO DISMISS  
CHARGES FOR OUTRAGEOUS  
GOVERNMENT CONDUCT

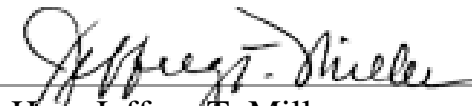
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18 For the second time, the court addresses the following motions brought by  
19 Defendant in propria persona and filed on or about November 27, 2007: motion for  
20 recusal, motion to disqualify entire U.S Attorney's office; motion for change of venue;  
21 motion to disqualify all CJA attorneys; motion to be released on bail; and motion to  
22 dismiss based upon outrageous government conduct. On November 5, 2007 the court  
23 struck these same motions from the docket on the ground that it is inappropriate for a  
24 represented party to appear in propria persona. L.R. 83.3(g)(1).

25 By way of background, on or about September 6, 2007 Defendant moved to  
26 dismiss his second court appointed attorney, Mr. Robert Garcia. Following Defendant's  
27 request for dismissal of his attorney, the court conducted several status conferences  
28 concerning Defendant's representation. At the time of the status conference on

1 November 29, 2007, Defendant withdrew all motions and expressed satisfaction with  
2 his current representation. Defendant filed the above identified motions in the interim  
3 period during which his representation was at issue. As Defendant has now withdrawn  
4 all motions, the court denies the motions as moot.

5 **IT IS SO ORDERED.**

6 DATED: November 30, 2007

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8 Hon. Jeffrey T. Miller  
United States District Judge

9 cc: All parties  
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